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BROMBERG & SUNSTEIN LLP

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TO	Commissioner for Patents Examiner Michael A. Brown	FAX	(571) 273-8300
FROM	Kathryn E. Noll	PAGES	11 (INCLUDING THIS SHEET)
DATE	May 2, 2006		
RE	U.S. Serial No.: 10/718,913 Response		
OUR FILE	MIT-152AUS (1118/A04)		

COMMENTS

Please See Attached.

PLEASE NOTIFY BROMBERG & SUNSTEIN LLP AT (617) 443-9292, IF THERE ARE ANY PROBLEMS WITH THIS TRANSMISSION.

THIS TRANSMITTAL IS INTENDED ONLY FOR THE ADDRESSEE, AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED OR CONFIDENTIAL. IF THE RECIPIENT OF THIS TRANSMITTAL IS NOT THE ADDRESSEE, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE.

01118/00A04 492447.1

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Practitioner's Docket No. MIT-152AUS

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: McBean et al. Examiner: Michael A. Brown
Serial No.: 10/718,913 Art Unit: 3764
Date Filed: November 21, 2003 Conf. No.: 2397
Invention: POWERED ORTHOTIC DEVICE

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT TRANSMITTAL

1. Transmitted herewith is an amendment for this application.

STATUS

2. Applicant is a small entity.

EXTENSION OF TERM

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*

(When using Express Mail, the Express Mail label number is mandatory;
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

☐ deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. § 1.8(a)

☐ with sufficient postage as first class mail.

37 C.F.R. § 1.10*

☐ as "Express Mail Post Office to Addressee"
Mailing Label No. _____ (mandatory)

TRANSMISSION

☒ facsimile transmitted to the Patent and Trademark Office, (571) 273 - 8300.

Signature

Kathryn E. Noll

(type or print name of person certifying)

* Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

Amendment Transmittal - page 1 of 2

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FEE FOR CLAIMS

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

	(Col. 1)	(Col. 2)	(Col. 3)	SMALL ENTITY			
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDIT. FEE		
TOTAL	8	20	= 0	x \$ 25.00	= \$	0.00	
INDEP.	2	3	= 0	x \$ 100.00	= \$	0.00	
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				+ \$ 0.00	= \$	0.00	
				TOTAL ADDIT. FEE	\$	0.00	


No additional fee for claims is required.

FEE DEFICIENCY

5. If any extension and/or fee is required, charge Account No. 19-4972.

If any fee for claims is required, charge Account No. 19-4972.

Date: May 2, 2006


 Kathryn E. Noll
 Registration No. 48,811
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Amendment Transmittal--page 2 of 2

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Attorney Docket No.: MIT-152AUS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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CERTIFICATE OF TRANSMISSION

I hereby certify that this correspondence along with all papers or documents referred to therein as being attached or enclosed is being transmitted by facsimile to the U.S. Patent and Trademark Office at 571-273-8300 on

May 2, 2006

Kathryn E. Noll
Kathryn E. Noll

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE

Dear Sir:

In response to the Office action dated April 6, 2006, Applicants submit herewith the following amendment.

Please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks begin on page 5 of this paper.

Conclusion begins on page 8 of this paper.

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